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**EQUITY LEGAL**

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(703) 683-491

**Attorneys for Plaintiffs:** MICHAEL D. BURCH, SYLVIA BURCH

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

In Re: MICHAEL D. BURCH & SYLVIA  
BURCH,

Debtors.

\_\_\_\_\_ /

MICHAEL D. BURCH AND THE  
BANKRUPTCY ESTATE OF MICHAEL  
D. BURCH,

Plaintiffs,

vs.

BOARD OF REGENTS OF THE  
UNIVERSITY OF CALIFORNIA AT  
DAVIS; et al.,

Defendants.

\_\_\_\_\_ /

CASE NO. S. 04-38 WBS/GGH

**STIPULATED REQUEST TO MODIFY  
STATUS (PRE-TRIAL SCHEDULING)  
ORDER**

On July 22, 2005, the Court issued an order on various issues, which included a modification to the Scheduling Order in effect at that time to extend the discovery deadline to August 26, 2005. Plaintiffs' counsel started the deposition of Cris Brines on August 26, 2005, but was unable to complete it on that date because of time constraints that the witness had. Plaintiffs' counsel has also indicated that she wants to take the deposition of John Kirkwood, who resides in New York. The parties were unable to come up with a mutually agreeable date for the deposition of Mr. Kirkwood prior to the August 26<sup>th</sup> deadline. The parties are amenable to extending the most recent discovery deadline until September 16, 2005, solely for the purposes of completing the deposition of Cris Brines and taking the deposition of John Kirkwood. Accordingly, they request that the Court modify its Status (Pre-Trial Scheduling) Order to extend the time to take and complete the depositions of Cris Brines and John Kirkwood until September 16, 2005. The requested modification will not affect any of the other dates established in the Court's order of July 22, 2005.

It is so stipulated.

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Dated: August \_\_\_\_, 2005

MICHAEL BURCH, et al.  
Plaintiffs

By \_\_\_\_\_

Kristen Galles  
EQUITY LEGAL  
10 Rosecrest Avenue  
Alexandria, VA 22301

Dated: August \_\_\_\_, 2005

PORTER, SCOTT, WEIBERG & DELEHANT  
A Professional Corporation

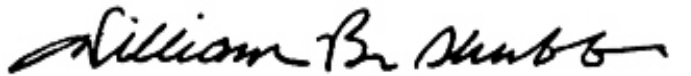
By \_\_\_\_\_

Nancy Sheehan  
Brendan J. Begley  
Attorneys for Defendants  
REGENTS OF THE UNIVERSITY OF  
CALIFORNIA, LARRY VANDERHOEF,  
GREG WARZECKA, PAM GILL-FISHER,  
ROBERT FRANKS AND LAWRENCE  
SWANSON

**ORDER**

GOOD CAUSE APPEARING, the foregoing stipulated request is granted and the deadline for completing the depositions of Cris Brines and John Kirkwood is extended through September 16, 2005.

Dated: September 1, 2005

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE

**BURCH v. BOARD OF REGENTS, et al.**

**U.S. DISTRICT COURT, EASTERN DISTRICT CASE NO. CIV.S-04-38 WBS/GGH  
BANKRUPTCY CASE NO. 01-31315-B-7**

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**PROOF OF SERVICE**

I am a citizen of the United States and a resident of the County of Sacramento. I am over the age of eighteen years and not a party to the above-entitled action; my business address is 350 University Avenue, Suite 200, Sacramento, CA 95825.

On August \_\_\_\_, 2005, I served the following document(s):

**STIPULATED REQUEST TO MODIFY STATUS (PRE-TRIAL SCHEDULING)  
ORDER**

XX **BY MAIL.** I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at Sacramento, California.

\_\_\_ **BY E-MAIL.** I caused such document to be emailed to the office of the person(s) listed below at [kgalles@comcast.net](mailto:kgalles@comcast.net) and [kgalles@abanet.org](mailto:kgalles@abanet.org).

\_\_\_ **BY FACSIMILE.** I caused such document to be faxed to the office of the person(s) listed below with an original or copy of said document placed in the United States mail with postage thereon fully prepaid at Sacramento, California.

addressed as follows:

**Kristen Galles  
EQUITY LEGAL  
10 Rosecrest Avenue  
Alexandria, VA 22301**

**Richard Hanf, Trustee  
P.O. Box 6499  
Napa, CA 94581**

**Dan Seigal  
Anne Butterfield Weills  
SEIGAL & YEE  
499 14th Street, Suite 220  
Oakland, CA 94612**

I declare under penalty of perjury that the foregoing is true and correct and was executed on August \_\_\_\_, 2005, at Sacramento, California.

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Cindy Cannon

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